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Attorneys for Defendant APPLE INC.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

EPIC GAMES, INC.

Plaintiff, Counter-defendant  
v.

APPLE INC.,

Defendant, Counterclaimant

Case No. 4:20-cv-05640-YGR-TSH

**EXHIBIT A (REDACTED) TO  
DECLARATION OF MARK A. PERRY IN  
SUPPORT OF APPLE INC.'S STATEMENT  
IN SUPPORT OF ADMINISTRATIVE  
MOTION TO SEAL**

The Honorable Thomas S. Hixson

# **EXHIBIT A**

## **(Redacted)**

Bates Number of Parent Document (Folder Title)	Number	Production Beginning Bates	Production End Bates	Doc Date	From	To	Cc	Bcc	Subject	Original Name	Redact or Withhold	Privilege Type	Privilege Description	Additional Privilege Context	Attorneys, Legal Staff, and Employees acting at the direction of counsel	Special Master Determinations (Priv - Yes; Priv - No)	Optional Special Master Notes
PRIV-APL-EG_001724_02	2369	PRIV-APL-EG_001724_02	PRIV-APL-EG_001724_08	2022-10-18	Holly Mondt	Kurt Fredericks	Fionnuala McEvoy-Pecko ; Joel Parsons ; Nicole Ewart ; Greg Quan ; Fionnuala McEvoy-Pecko ; Jennifer Keh ; Kay Xu ; Bob Whiteman ; Michael Hesse ; Timm Hannon ; Ling Lew ; Fred (iTunes) Cheng ; Nick Porter ; Dana DuBois ; Edith Tsang ; Max Grebenets		Re: ESSO: Privacy Review - Splunk Logging	20221018-1153 Re: ESSO: Privacy Review - Splunk Logging.eml	Withhold	Attorney Client	Email chain providing legal advice from counsel regarding injunction compliance requirements for user design and interface.	Discussing UX clickstream options with legal.	Ling Lew (Apple in-house counsel); Nicole Ewart (Apple in-house counsel)	No	
PRIV-APL-EG_001724_48	2380	PRIV-APL-EG_001724_48	PRIV-APL-EG_001724_52	2023-11-27	Dave Bhoite	Ludovic Delaveau	Eric Albert ; Katharina Kashishian ; Swathi Patnam ; Frank (AIML) Chu ; Jeff Blattner ; Simeen Dadlan ; Dana DuBois ; Marek Telgarsky ; Yue Fang ; Gary Davis ; Andrew Roin		Re: Data Provision requirements for 3P marketplaces	20231127-0925 Re: Data Provision requirements for 3P marketplaces.eml	Withhold	Attorney Client	Email chain reflecting legal advice from counsel regarding injunction compliance requirements for link format and buttons.	Request to legal for clarification on requirements under EU regulatory scheme and related follow up discussions.	Gary Davis (Apple in-house counsel); Katharina Kashishian (Apple in-house counsel)	No	
PRIV-APL-EG_001727_27	2404	PRIV-APL-EG_001727_27	PRIV-APL-EG_001727_30	2021-09-10						Personal messages Josh Elman and Ling Lew - 2021-09-10 (UTC).pdf	Withhold	Attorney Client	Document reflecting legal advice from counsel regarding injunction compliance and U.S. Link Entitlement program eligibility		Ling Lew (Apple in-house counsel)	No	
PRIV-APL-EG_001730_31	2435	PRIV-APL-EG_001730_31	PRIV-APL-EG_001730_33	2023-08-03	Gayathri Parthasarathy Nallore	Mallory ODorisio	Yue Fang ; Keith Kowalczykowski ; Josh Elman ; Wan Ling ; Nicole Ewart ; Katharina Kashishian		Re: New App with App Store data use/combinatation - Needs	20230802-1712 Re: New App with App Store data use-combinatio	Withhold	Attorney Client	Email chain providing information for the purpose of obtaining legal advice from counsel regarding foreign regulatory issues in the European Union, including DMA		Nicole Ewart (Apple in-house counsel); Katharina Kashishian (Apple in-house counsel); Casey Perrino (Apple in-house	No	

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							[REDACTED]; Casey Perrino [REDACTED]; Annie Persampieri [REDACTED]		DMA Review	n - Needs DMA .eml					counsel); Annie Persampieri (Apple in-house counsel)		
PRIV-APL-EG_00173046	2440	PRIV-APL-EG_00173070	PRIV-APL-EG_00173070	2023-08-11						Pasted Graphic 5.png	Withhold	Attorney Client	Presentation reflecting legal advice from counsel regarding foreign regulatory issues in the European Union, including DMA		Reflects legal advice from unspecified attorneys	No.	
PRIV-APL-EG_00173085	2449	PRIV-APL-EG_00173085	PRIV-APL-EG_00173085	2022-09-19						Epic Appeal Mock Argument.rtf	Withhold	Attorney Client	Document reflecting information for the purpose of obtaining legal advice from counsel regarding ongoing litigation		Document reflects information for the purpose of obtaining legal advice from Apple legal	No	
PRIV-APL-EG_00173086	2450	PRIV-APL-EG_00173086	PRIV-APL-EG_00173120	2023-03-12						Federighi Affidavit_Epic AUS Annotated Privileged & Confidential 1 - CF Edits v1.pages	Withhold	Work Product	Document reflecting work product from counsel regarding Epic litigation		Document reflecting legal advice from Apple legal	No	
PRIV-APL-EG_00174550	2600	PRIV-APL-EG_00174550	PRIV-APL-EG_00174566	2023-03-15						Message_MamiGoldberg_2023-03-15_15-59-29.pdf	Redact	Attorney Client	Document with redacted text reflecting information for the purpose of obtaining legal advice from counsel regarding response to DOJ investigation		Document indicates information for the purpose of obtaining legal advice.	No	
PRIV-APL-EG_00174567	2601	PRIV-APL-EG_00174567	PRIV-APL-EG_00174572	21:19:21						Message_MamiGoldberg_2024-02-15_21-19-21.pdf	Withhold	Attorney Client	Email chain reflecting legal advice from counsel regarding injunction compliance press and communications legal strategy		Jennifer Brown (Apple in-house counsel)		
PRIV-APL-EG_00174592	2605	PRIV-APL-EG_00174592	PRIV-APL-EG_00174614	2024-04-24						Message_MamiGoldberg_2024-04-24_00-13-10.pdf	Redact	Attorney Client	Document with redacted text reflecting legal advice from counsel regarding injunction compliance press and communications legal strategy		Document reflecting legal advice from Apple legal	No	
PRIV-APL-EG_00174689	2608	PRIV-APL-EG_00174714	PRIV-APL-EG_00174726							030724 OTR Document Kanter.pages	Withhold	Attorney Client; Work Product	Document reflecting work product prepared by employees acting under the direction of counsel regarding injunction compliance and commission time window	Document prepared at the direction of counsel	Kyle Andeer (Apple in-house counsel)	No	
PRIV-APL-EG_00174689	2609	PRIV-APL-EG_00174727	PRIV-APL-EG_00174739							OTR Document .pages	Withhold	Attorney Client; Work Product	Document reflecting work product prepared by employees acting under the direction of counsel regarding injunction compliance and commission time window	Document prepared at the direction of counsel	Kyle Andeer (Apple in-house counsel)	No	
PRIV-APL-EG_00174689	2610	PRIV-APL-EG_00174741	PRIV-APL-EG_00174753							OTR Document - 1.pages	Withhold	Attorney Client; Work Product	Document reflecting work product prepared by employees acting under the direction of counsel regarding injunction compliance and commission time window	Document prepared at the direction of counsel	Kyle Andeer (Apple in-house counsel)	No	

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PRIV-APL-EG_00174754	2611	PRIV-APL-EG_00174754	PRIV-APL-EG_00174760	2024-04-24						Message_MamiGoldberg_2024-04-24_14-48-20.pdf	Redact	Attorney Client	Document with redacted text reflecting legal advice from counsel regarding injunction compliance press and communications legal strategy		Document reflecting legal advice from Apple legal	No	
PRIV-APL-EG_00174761	2612	PRIV-APL-EG_00174761	PRIV-APL-EG_00174767	2024-04-23						Message_MamiGoldberg_2024-04-23_15-49-23.pdf	Redact	Attorney Client	Document with redacted text reflecting legal advice from counsel regarding discussion of legal summary of litigation proceedings.		Document reflecting legal advice from Apple legal	No	
PRIV-APL-EG_00174796	2615	PRIV-APL-EG_00174802	PRIV-APL-EG_00174802							IMG_0204.jpeg	Withhold	Attorney Client	Document with redacted text reflecting legal advice from counsel regarding injunction compliance press and communications legal strategy	DOJ investigation Screenshot of email between in-house counsel providing legal advice re regulatory matters in the U.S.	Kyle Andeer (Apple in-house counsel)	No	
PRIV-APL-EG_00174796	2616	PRIV-APL-EG_00174803	PRIV-APL-EG_00174803							IMG_0203.jpeg	Withhold	Attorney Client	Document with redacted text reflecting legal advice from counsel regarding injunction compliance press and communications legal strategy	DOJ investigation Screenshot of email between in-house counsel providing legal advice re regulatory matters in the U.S.	Kyle Andeer (Apple in-house counsel)	No	
PRIV-APL-EG_00174796	2617	PRIV-APL-EG_00174804	PRIV-APL-EG_00174804							IMG_0202.jpeg	Withhold	Attorney Client	Document with redacted text reflecting legal advice from counsel regarding injunction compliance press and communications legal strategy	DOJ investigation Screenshot of email between in-house counsel providing legal advice re	Kyle Andeer (Apple in-house counsel)	No	

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ATTORNEYS' EYES ONLY**

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														regulatory matters in the U.S.			
PRIV-APL-EG_00175352	2683	PRIV-APL-EG_00175352	PRIV-APL-EG_00175352	2024-04-24	Fred Sainz [REDACTED]	Dylan Loewe [REDACTED]	Mami Goldberg [REDACTED]		Re: In case you need it	20240424-1019 Re: In case you need it.eml	Redact	Attorney Client	Email chain with redacted text reflecting legal advice from counsel regarding Apple's compliance with the Court's injunction		no lawyer present but client is discussing draft work product themselves	No	
PRIV-APL-EG_00175665	2711	PRIV-APL-EG_00175665	PRIV-APL-EG_00175670	2023-04-03	Fred Sainz [REDACTED]	Mami Goldberg [REDACTED]	Hannah Smith [REDACTED]		Re: HOT: CLEAN: Epic statements and background for approval	20230403-0645 Re: HOT: CLEAN: Epic statements and background for approval.eml	Redact	Attorney Client	Document with redacted text reflecting information for the purpose of obtaining legal advice from employees acting under the direction of counsel regarding injunction compliance press and communications legal strategy		Redacted text contains descriptions of plans to seek legal advice and rendering of legal advice from Apple in-house counsel.	No	